

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

2016 AUG -1 AM 10:44

TX EASTERN-MARSHALL

ALACRITECH, INC.

*Plaintiff*

v.

DELL INC.

*Defendant*

Civil Action No. 2:16-cv-695

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* DELL INC.  
c/o Registered Agent Corporation Service Company  
211 E. 7th Street, Suite 620  
Austin, Texas 78701-3218

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Claude M. Stern  
Quinn Emanuel Urquhart & Sullivan, LLP  
555 Twin Dolphin Dr., 5th Floor  
Redwood Shores, CA 94065  
Telephone: (650) 801-5000

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 7/1/16



CLERK OF COURT

*David A. O'Poole*

*Signature of Clerk or Deputy Clerk*

UNITED STATES DISTRICT COURT  
Eastern District of Texas

Case Number: 2:16-CV-695

Plaintiff:  
**Alacritech, Inc.**

vs.

Defendant:  
**Dell, Inc.**

For:  
Ward, Smith & Hill, PLLC  
1507 Bill Owens Parkway  
Longview, TX 75604

Received by Austin Process LLC on the 5th day of July, 2016 at 9:03 am to be served on **Dell Inc. by serving its registered agent, Corporation Service Company, 211 E. 7th Street, Ste. 620, Austin, TX 78701.**

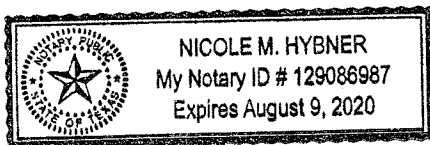
I, Dane R. Cuppett, being duly sworn, depose and say that on the **5th day of July, 2016 at 3:00 pm, I:**

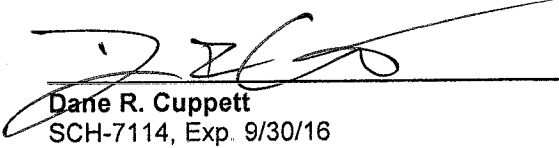
delivered to **REGISTERED AGENT** by delivering a true copy of the **Summons and Complaint for Patent Infringement with Exhibits** with the date of service endorsed thereon by me, to: **Sue Vertrees, Corporation Service Company as Authorized Agent** at the address of: **211 E. 7th Street, Ste. 620, Austin, TX 78701** on behalf of **Dell Inc.**, and informed said person of the contents therein, in compliance with state statutes.

I certify that I am over the age of 18, of sound mind, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was delivered. The facts stated in this affidavit are within my personal knowledge and are true and correct.

Subscribed and Sworn to before me on the 5th day of July, 2016 by the affiant who is personally known to me.

NOTARY PUBLIC



  
Dane R. Cuppett  
SCH-7114, Exp. 9/30/16

Austin Process LLC  
809 Nueces  
Austin, TX 78701  
(512) 480-8071

Our Job Serial Number: MST-2016004761  
Ref: Alacritech v. Dell